

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
GREENSBORO DIVISION  
CASE NO. 1:12-CV-1146

HONGDA CHEM USA, LLC, and  
HONGDA GROUP LIMITED, LLC,

Plaintiffs,

v.

SHANGYU SUNFIT CHEMICAL  
COMPANY, LTD. and YMS  
AGRICULTURE INTERNATIONAL  
CORP.,

Defendants.

and

SHANGYU SUNFIT CHEMICAL  
COMPANY, LTD.,

Third-Party Plaintiff,

v.

GARY DAVID MCKNIGHT; RAYMOND  
P. PERKINS; WEI XU; ECO AGRO  
RESOURCES LLC; VASTO CHEMICAL  
COMPANY, INC.; and KADI  
RESOURCES LLC,

Third-Party Defendants.

**DEFENDANT AND THIRD-PARTY  
PLAINTIFF SHANGYU SUNFIT  
CHEMICAL COMPANY, LTD'S  
PRETRIAL DISCLOSURES**

Defendant and Third-Party Plaintiff Shangyu Sunfit Chemical Company, Ltd. ("Sunfit"),  
through counsel and pursuant to Rule 26(a)(3) of the Federal Rules of Civil Procedure, hereby  
makes the following Pretrial Disclosures.

## **I. WITNESSES**

In addition to those persons listed below, Sunfit may call as witnesses any persons identified by plaintiffs Hongda Chem USA, LLC and Hongda Group Limited, LLC (“Plaintiffs”), defendant YMS Agricultural International Corp. (“YMS”), and/or third-party defendants Gary David McKnight (“McKnight”), Raymond P. Perkins (“Perkins”), Wei Xu (“Xu”), and Vasto Chemical Company, Inc. (“Vasto”), and Kadi Resources LLC (collectively, the “Third-Party Defendants”) as a witness in their respective Pretrial Disclosures. Sunfit also reserves the right to call such witnesses and designate such deposition testimony as may be necessary to rebut or impeach testimony or other evidence presented by any other party’s witnesses. Subject to the foregoing:

### **A. Witnesses Sunfit expects to present:**

1. Weihang Wang, a representative of Sunfit. Mr. Wang can be contacted through counsel for Sunfit.
2. Gary David McKnight. Mr. McKnight can be contacted through counsel for Plaintiffs and Third-Party Defendants.
3. Raymond P. Perkins. Mr. Perkins can be contacted through counsel for Plaintiffs and Third-Party Defendants.
4. Wei Xu. Mr. Xu can be contacted through counsel for Plaintiffs and Third-Party Defendants.
5. John W. Meara, Sunfit’s expert witness. Mr. Meara can be contacted through counsel for Sunfit.

6. Jerry McKnight. Mr. McKnight, as an employee of Plaintiffs and the corporate Third-Party Defendants, can be contacted through counsel for Plaintiffs and Third-Party Defendants.

**B. Witnesses Sunfit may call if the need arises:**

1. Amber Bowman. Ms. Bowman, as an employee of Plaintiffs and the corporate Third-Party Defendants, can be contacted through counsel for Plaintiffs and Third-Party Defendants. Ms. Bowman's last known address is otherwise 4290 Cedarcroft Ct. Unit 2B, Greensboro, NC 27409.
2. Sheldon Witte of Agrium Advanced Technologies. The last known contact information for Mr. Witte is 5798 Sierra Drive, Fort Collins, CO 80528.
3. Jianheng (Matt) Chen. Mr. Chen, as an employee of defendant YMS, can be contacted through counsel for YMS.
4. James Bolding. Mr. Bolding's last known address is 306 Rose Valley Woods Drive, Cary, NC 27513.
5. Skylar Trivette. Ms. Trivette is a former employee of Plaintiffs and the corporate Third-Party Defendants. Ms. Trivette's last known contact information is 1720 Old Saint Marks Church Road, Apt. 4-1A, Burlington, NC 27215.

**C. Witnesses whose testimony Sunfit expects to present via deposition:**

Sunfit intends to present deposition testimony of the following individuals. The specific sections on the deposition transcripts are also listed below in Section II as Exhibits.

1. Gary David McKnight.
2. Raymond P. Perkins.
3. Wei Xu.

4. Jerry McKnight.

5. Sheldon Witte.

Pursuant to Rule 32(a)(6) of the Federal Rules of Civil Procedure, if Plaintiffs, YMS or the Third-Party Defendants present witness testimony by deposition and only introduce a portion of the deposition, Sunfit reserves the right to require the introduction of other portions of the deposition or introduce other portions itself and reserves the right to introduce additional portions of depositions, not identified below, for impeachment purposes. Plaintiff designates the following portions of the video depositions of the above-named witnesses:

<b><u>Witness/Deposition Date</u></b>	<b><u>Page and Line Designation</u></b>
Gary David McKnight/August 5, 2016	13:1-15:7
Gary David McKnight/August 5, 2016	132:2-133:23
Gary David McKnight/August 5, 2016	209:9-210:12
Gary David McKnight/August 5, 2016	204:13-205:15
Gary David McKnight/August 5, 2016	105:23-106:20
Gary David McKnight/August 5, 2016	182:10-183:20
Gary David McKnight/August 5, 2016	206:3-21
Gary David McKnight/August 5, 2016	207:13-21
Gary David McKnight/August 5, 2016	209:9-23
Gary David McKnight/August 5, 2016	219:8-221:25
Gary David McKnight/August 5, 2016	195:17-196:21
Gary David McKnight/August 5, 2016	41:15-42:2
Gary David McKnight/August 5, 2016	63:12-64:13

Gary David McKnight/August 5, 2016	193:24-195:16
Gary David McKnight/August 5, 2016	206:3-207:3
Wei Xu/October 14, 2016	52:2-53:16
Wei Xu/October 14, 2016	63:5-64:8
Wei Xu/October 14, 2016	118:2-119:12
Wei Xu/October 14, 2016	166:21-168:20
Wei Xu/October 14, 2016	8:21-12:25
Wei Xu/October 14, 2016	22:8-27:19
Wei Xu/October 14, 2016	29:2-30:20
Wei Xu/October 14, 2016	53:5-55:7
Wei Xu/October 14, 2016	79:6-80:22
Wei Xu/October 14, 2016	88:4-22
Wei Xu/October 14, 2016	113:2-114:5
Wei Xu/October 14, 2016	130:17-132:8
Wei Xu/October 14, 2016	145:4-148:25
Wei Xu/October 14, 2016	187:2-17
Wei Xu/October 14, 2016	118:2-119:12
Wei Xu/October 14, 2016	97:24-98:10
Wei Xu/October 14, 2016	183:4-15
Wei Xu/October 14, 2016	151:19-153:15
Raymond Perkins/April 26, 2013	314:2-22
Raymond Perkins/April 25, 2013	103:9-13
Raymond Perkins/April 26, 2013	368:3-16

Raymond Perkins/April 26, 2013	384:1-9
Raymond Perkins/April 26, 2013	400:3-15
Raymond Perkins/April 26, 2013	407:24-409:2
Raymond Perkins/April 25, 2013	130:22-131:23
Raymond Perkins/April 25, 2013	54:4-9
Raymond Perkins/April 25, 2013	67:16-70:13
Raymond Perkins/April 25, 2013	117:16-120:4
Raymond Perkins/April 26, 2013	231:2-232:14
Raymond Perkins/April 26, 2013	233:5-234:25
Raymond Perkins/April 26, 2013	238:1-239:15
Raymond Perkins/April 26, 2013	264:14-23
Raymond Perkins/April 26, 2013	275:1-277:3
Raymond Perkins/April 26, 2013	352:19-360:13
Jerry McKnight /August 4, 2016	17:3-18:7
Sheldon Witte/February 13, 2017	60:5-61:14
Sheldon Witte/February 13, 2017	47:24-49:12
Sheldon Witte/February 13, 2017	49:13-50:11
Sheldon Witte/February 13, 2017	38:19-39:15
Matt Chen/November 21, 2016	16:8-17:5
Matt Chen/November 21, 2016	29:13-25
Matt Chen/November 21, 2016	48:5-9
Matt Chen/November 21, 2016	48:17-50:2
Matt Chen/November 21, 2016	122:1-128:21

Matt Chen/November 22, 2016	113:3-117:17
Matt Chen/November 21, 2016	66:11-67:1
Matt Chen/November 21, 2016	107:19-110:24
Matt Chen/November 22, 2016	99:7-101:7

## **II. EXHIBITS**

In addition to the documents identified herein, Sunfit may use as exhibits any documents identified by Plaintiffs, YMS, and/or the Third-Party Defendants in their Pretrial Disclosures. Sunfit also reserves the right to use such documents or other exhibits as may be necessary to rebut or impeach testimony or other evidence presented by any other party. Subject to the foregoing:

### **A. Documents Sunfit expects to offer as exhibits:**

<b><u>No.</u></b>	<b><u>Description</u></b>	<b><u>Bates No.</u></b>
1000.	September 7, 2010 e-mails between Hongda and Sunfit.	Hongda_407-408
1001.	First Agreement between Sunfit and Hongda	None
1002.	Corporate Registration for Hongda Chem USA, LLC from the North Carolina Department of the Secretary of State	None
1003.	January, 2011 e-mails between McKnight, Perkins and Xu	Hongda_11080-11081
1004.	Relevant excerpts of the deposition transcript of Chen dated November 21, 2016; p. 16:8-17:5.	None
1005.	Relevant excerpts of the deposition transcript of Chen dated November 21, 2016— page 29:13-25.	None
1006.	March 29, 2011 e-mails from Xu to his Chinese associates.	Hongda_11585-11586
1007.	April 28, 2011 e-mails from Xu to patent attorney.	Hongda_11864-11867
1008.	Relevant excerpts of the deposition transcript of Chen dated November 21, 2016, page 48:5-9.	None
1009.	Corporate Registration for Hongda Group Limited, LLC from the North Carolina Department of the Secretary of State	None
1010.	July 8, 2011 e-mail from McKnight to Dr. Yang	Hongda_18390
1011.	July 8, 2012 e-mail from Xu to Perkins	Hongda_13982-13983

1012.	July 16, 2011 e-mail from Dr. Yang to McKnight, Perkins and Xu	Hongda_13016
1013.	July 16, 2011 e-mail from Xu to McKnight and Perkins	Hongda_13047
1014.	July 28, 2011 e-mail from Xu to McKnight	Hongda_363
1015.	July 28, 2011 e-mail from Dr. Yang to McKnight, Perkins and Xu	Hongda_13485
1016.	August 6-8, 2011 e-mail from Dr. Yang to McKnight, Perkins and Xu.	Hongda_13434-13435
1017.	August 16, 2011 e-mail from Perkins to Sheldon Witte of Agrium Advanced Technology	AAT_393
1018.	September 1, 2011 e-mail from Xu to Perkins	Hongda_13722-13723
1019.	September 6, 2011 e-mail from McKnight to Dr. Yang.	Hongda_13683-13687
1020.	September 10, 2011 e-mail from Perkins attaching his Call Report.	Hongda_13615-13617
1021.	September 20, 2011 e-mail from Xu to McKnight	Hongda_347
1022.	September 21, 2011 e-mails between Xu, McKnight and Perkins.	Hongda_571
1023.	Relevant excerpts from deposition transcript of Xu dated October 14, 2016; pp. 52:2-53:16	None
1024.	Relevant excerpts of the deposition transcript of Xu dated October 14, 2016; pp. 63:5-64:8	None
1025.	September 21, 2011 e-mail from Perkins to McKnight and Xu	Hongda_18311
1026.	September 21, 2011 e-mail from Xu to Perkins and McKnight	Hongda_18306-18307
1027.	Executed Agency Agreement - Perkins deposition transcript, Exhibit 3	Sunfit_1-3
1028.	October 18, 2011 e-mail from Xu to McKnight	Hongda_13773
1029.	October 19-21, 2011 e-mails between Xu and McKnight	Hongda_959-961
1030.	October 21-22, 2011 e-mails between Xu and McKnight	Hongda_14246-14248
1031.	October 26, 2011 e-mails between Xu and McKnight	Hongda_14197-14200
1032.	October 29, 2011 e-mail between McKnight and Xu	Hongda_14182-14185
1033.	Corporate Registration for DravCo from the North Carolina Department of the Secretary of State	None
1034.	Relevant excerpts of the deposition transcript of Jerry McKnight dated August 4, 2016; pp. 17:3-18:7	None
1035.	Relevant excerpts of the deposition transcript of Chen dated November 21, 2016; pp. 48:17-50:2	None
1036.	December 14, 2011 e-mail between McKnight, Perkins and Xu	Hongda_901-904
1037.	December 15, 2011 e-mail between Xu, McKnight and Perkins	Hongda_901
1038.	December 22, 2011 e-mail of McKnight's dictation in his notes	Hongda_312



1039.	December 30, 2011 e-mail from McKnight to Xu	Hongda_14652
1040.	January 5-6, 2012 e-mails between Perkins and Xu	Hongda_304
1041.	January 13, 2012 e-mail from Xu with report to McKnight and Perkins	Hongda_14557
1042.	January 19, 2012 e-mails between Xu, Perkins and McKnight	Hongda_301-302
1043.	Corporate Registration for Vasto from the North Carolina Department of the Secretary of State	None
1044.	February 27, 2012 e-mails between Hongda and Sheldon Witte of Agrium	Hongda_15071-15072
1045.	March 5, 2012 e-mail from Xu to McKnight and Perkins	Hongda_14977
1046.	March 11, 2011 e-mail regarding Hongda sending a sample of Plant J NBPT to Helena Chemical Company.	HCC_1-6
1047.	March 5-7, 2011 e-mails between McKnight and Xu	Hongda_14975
1048.	March 12, 2012 e-mail from Xu to Perkins and McKnight	Hongda_14903-14904
1049.	March 12-13, 2012 e-mails between Perkins, Xu, McKnight and Long	Hongda_14905-14906
1050.	March 27-28, 2012 e-mails between Xu to McKnight	Hongda_15182
1051.	March 29, 2012 e-mails between Sheldon Witte and others at Agrium	AAT_81
1052.	Relevant excerpts of the deposition transcript of Chen dated November 22, 2016; pp. 122:1-128:21	None
1053.	False Sunfit Shareholder Resolution created by Matt Chen – Exhibit 26 to deposition transcript of Chen	AAT_458
1054.	April 1-9, 2012 e-mail string from Chen to Agrium - Exhibit 6 to deposition transcript of Matt Chen	AAT_28-30
1055.	Relevant excerpts of the deposition transcript of Chen dated November 22, 2016; pp. 113:3-117:17	None
1056.	Sunfit and YMS Cooperation Agreement - Exhibit 83 to deposition transcript of Matt Chen	Sunfit_263-264
1057.	April 9, 2011 e-mail between Xu and McKnight	Hongda_15292-15294
1058.	April 10, 2012 e-mail from Sunfit demanding payment of past due invoices	Hongda_358
1059.	April 25-29, 2011 e-mails between McKnight, Perkins, Xu and Dr. Yang	Hongda_15491-15492
1060.	May 1, 2011 e-mail from to Perkins and Xu	Hongda_15568
1061.	May 9, 2012 e-mail between Xu and McKnight discussing late payment claims by Sunfit - Exhibit 73 to deposition transcript of Xu	Hongda_293-294
1062.	Relevant excerpts of the deposition transcript of Xu dated October 14, 2016; pp.118:2-119:12	None
1063.	Relevant excerpts of the deposition transcript of Perkins dated April 26, 2013– page 314:2-22	None
1064.	May 13, 2012 e-mail from Xu to McKnight and Perkins	Hongda_15567

1065.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 151:19-153:15	None
1066.	May 15, 2012 letter from Sunfit to Hongda – Exhibit 79 to deposition transcript of Xu	Sunfit_12-13
1067.	May 18, 2012 e-mail from Sunfit to McKnight	Hongda_286
1068.	May 29, 2012 e-mail from Xu to McKnight and Perkins	Hongda_15617
1069.	June 4, 2012 e-mail from Xu to McKnight and Perkins	Hongda_15613
1070.	June 5, 2012 e-mail from McKnight to Xu	Hongda_15603
1071.	June 6-7, 2012 e-mails between Xu and McKnight	Hongda_15664
1072.	June 8, 2012 e-mail from McKnight	Hongda_15655
1073.	June 11, 2012 e-mail between McKnight and Xu	Hongda_15664
1074.	June 12, 2012 e-mail from Xu to McKnight, Perkins and Amber Bowman with attached purchase order dated June 11, 2012	Hongda_15645-15646
1075.	Relevant excerpts of the deposition transcript of Xu dated October 14, 2016; pp. 166:21-168:20	None
1076.	June 29, 2012 e-mail from Perkins to McKnight and Xu	Hongda_15762
1077.	July 3, 2012 e-mail from Perkins to McKnight	Hongda_580
1078.	July 9-10, 2012 e-mails from Xu	Hongda_15695-15696
1079.	July 9, 2012 e-mails from Xu	Hongda_15700
1080.	July 10, 2012 e-mail from Xu to Amber Bowman and attached Purchase Order dated June 11, 2012	Hongda_15703-15705
1081.	July 10, 2012 e-mail from Helena to Perkins	HCC_19
1082.	July 10, 2012 e-mail from Perkins to Helena	Hongda_15701-15702
1083.	July 27, 2012 e-mail between individuals at Agrium circulating e-mails with Chen	AAT_224-228
1084.	Relevant excerpts of the deposition transcript of Chen dated November 21, 2016; pp. 66:11-67:1	None
1085.	Relevant excerpts of the deposition transcript of Chen dated November 21, 2016; page 107:19-110:24	None
1086.	Bill of Lading	Hongda_16473-16497
1087.	August 20, 2012 e-mails between Xu, McKnight and Perkins	Hongda_16132
1088.	Page from Hongda General Ledger	Hongda_2074
1089.	August 23, 2012 e-mail from Perkins to Xu	Hongda_16091
1090.	August 25, 2012 Purchase Order	Hongda_15999
1091.	August 26, 2012 e-mail from Xu to McKnight and Perkins	Hongda_15997
1092.	August 27, 2012 e-mail between Xu, McKnight and Perkins attaching Letter of Intention and Non-Disclosure Agreement	Hongda_16311-16313
1093.	September 9, 2012 e-mail from Xu to McKnight	Hongda_16300

1094.	Pages from Hongda General Ledger	Hongda_2073
1095.	September 26, 2012 e-mails between Sunfit and Hongda	Hongda_507-508
1096.	September 27-28, 2012 e-mails between individuals at Hongda	Hongda_11581-11582
1097.	October 8, 2012 e-mail from Xu to Perkins and McKnight	Hongda_16421
1098.	October 18, 2012 e-mail from Jerry McKnight to Perkins	Hongda_11713-11714
1099.	October 19, 2012 e-mails between Perkins and Amber Bowman regarding structure of purchase through Plant J through Vasto	Hongda_11757-11758
1100.	October 22, 2012 letter from counsel for Sunfit to counsel of Plaintiffs	Sunfit_14-15; Hongda_1911
1101.	Corporate Registration for Eco Agro Resources, LLC from the North Carolina Department of the Secretary of State	None
1102.	December 20, 2012 e-mail between McKnight, Perkins and Xu, among other new partners	Hongda_170
1103.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp. 352:19-360:13	None
1104.	Exhibit 56 of Perkins' April 26, 2013 Deposition Transcript consisting of Sunfit's Answer to Complaint with Counterclaims and exhibits thereto	None
1105.	Purchase Orders and Invoices attached Sunfit's Second Amended Counterclaims and Amended Third-Party Complaint as its Exhibits 2 and 3	None

**B. Documents Sunfit may offer as exhibits if the need arises:**

<b><u>No.</u></b>	<b><u>Description</u></b>	<b><u>Bates No.</u></b>
1106.	E-mails dated October 19, 2012 between Perkins, McKnight and Amber Bowman	Hongda_192
1107.	Purchase Invoice date April 7, 2011	Hongda_1757
1108.	E-mails dated June 7-8, 2012 between McKnight and Xu	Hongda_15651-15652
1109.	E-mails dated July 9-12 between Xu, McKnight and Bowman	Hongda_15708
1110.	E-mails dated August 26, 2012 between Xu and Long	Hongda_15998
1111.	E-mail dated October 21, 2012 from Xu to Bowman	Hongda_16399
1112.	E-mail dated September 29, 2012 from Xu to Bowman and Long to Xu	Hongda_16439
1113.	E-mail dated December 20, 2012 from Xu to Long forwarding prior e-mails from Hongda	Hongda_18529
1114.	E-mails dated March 23, 2015 between McKnight to J. McKnight	McKnight_2929
1115.	E-mail dated May 29, 2012 from J. McKnight to McKnight	Hongda_449
1116.	Pages from Hongda Group General Ledger as of December 31, 2015	Hongda_1987

1117.	Pages from Hongda Group General Ledger as of December 31, 2015	Hongda_1989-1996
1118.	Pages from Hongda Group General Ledger as of December 31, 2015	Hongda_1998
1119.	Pages from Hongda Group General Ledger as of December 31, 2015	Hongda_2007
1120.	E-mails dated October 16-17, 2013 between McKnight and Perkins	McKnight_2835
1121.	Sunfit's Expert Report of John W. Meara	None
1122.	Relevant excerpts from the deposition transcript of Perkins dated April 25, 2013; p. 103:9-13	None
1123.	Exhibit 8 to the deposition transcript of Perkins – E-mail dated March 18, 2011 from Perkins to Xu and McKnight	Hongda_384-385
1124.	Relevant excerpts from the deposition transcript of Perkins 368:3-16	None
1125.	Relevant excerpts from the deposition transcript of Perkins 384:1-9	None
1126.	Relevant excerpts from the deposition transcript of Perkins 400:3-15	None
1127.	Exhibit 58 to deposition transcript of Perkins Deposition – Complaint in this action dated October 26, 2012	None
1128.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013, pp. 407:24-409:2	None
1129.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 13:1-15:7	None
1130.	Relevant exhibits from the deposition transcript of McKnight dated August 5, 2016; pp. 132:2-133:23	None
1131.	Relevant exhibits from the deposition transcript of McKnight dated August 5, 2016; pp. 209:9-210:12	None
1132.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 204:13-205:15	None
1133.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 105:23-106:20	None
1134.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 182:10-183:20	None
1135.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 8:21-12:25	None
1136.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 22:8-27:19	None
1137.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 29:2-30:20	None
1138.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 53:5-55:7	None
1139.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 79:6-80:22	None
1140.	Perkins Deposition Exhibit 14 – E-mail dated November 7, 2011	Hongda 327

1141.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; p. 88:4-22	None
1142.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 113:2-114:5	None
1143.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 130:17-132:8	None
1144.	Exhibit 41 to deposition transcript of Perkins consisting of e-mail dated August 2, 2012 from Xu to McKnight	Hongda_277
1145.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; p. 187:2-17	None
1146.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 118:2-119:12	None
1147.	Exhibit 39 to deposition transcript of Perkins – E-mail dated May 20, 2012 from Xu to McKnight and Perkins	Hongda_598
1148.	Relevant excerpts from the deposition transcript of Chen dated November 22, 2016; pp. 99:7-101:7	None
1149.	Relevant excerpts from the deposition transcript of Sheldon Witte dated February 13, 207; p. 60:5-61:14	None
1150.	June 21, 2016 e-mails from Jerry McKnight to Gary McKnight and attachments	McKnight_37-40
1151.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 97:24-98:10	None
1152.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; p. 183:4-15	None
1153.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp.130:22-131:23	None
1154.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; p. 206:3-21	None
1155.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; p. 207:13-21	None
1156.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; p. 209:9-23	None
1157.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 219:8-221:25	None
1158.	February 12, 2013 e-mails between Agrium	AAT 274-278
1159.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 195:17-196-21.	None
1160.	May14, 2012 report by Albemarle	ALB 540
1161.	November 23-26, 2012 e-mails between Matt Chen and Weihang Wang	YMS_283-285
1162.	September 17, 2012 e-mail from Bowman to Xu and McKnight	Hongda_16279
1163.	August 31, 2012 e-mail from Xu to McKnight, Perkins and Michael Scott	Hongda_16309
1164.	August 27, 2012 e-mail from Xu to McKnight and Perkins	Hongda_16311
1165.	July 25, 2012 Letter of Intent from Xiangdi Wang to Hongda Group Limited, LLC	Hongda_16312

1166.	Relevant excerpts from the deposition transcript of Perkins dated April 25, 2013; p. 54:4-9	None
1167.	Relevant excerpts from the deposition transcript of Perkins dated April 25, 2013; pp. 67:16-70:13	None
1168.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp. 117:16-120:4	None
1169.	Exhibit 10 of Perkins Deposition dated April 25, 2013 consisting of e-mails dated September 6, 2011 between Xu, Perkins and McKnight	Hongda_608
1170.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp. 231:2-232:14	None
1171.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp. 233:5-234:25	None
1172.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp. 238:1-239:15	None
1173.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; 264:14-23	None
1174.	Relevant excerpts from the deposition transcript of Perkins dated April 26, 2013; pp. 275:1-277:3	None
1175.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 41:15-42:2	None
1176.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 63:12-64:13	None
1177.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 193:24-195:16	None
1178.	Relevant excerpts from the deposition transcript of McKnight dated August 5, 2016; pp. 206:3-207:3	None
1179.	E-mail dated September 18, 2011 between McKnight, Xu and Perkins	Hongda_13566
1180.	E-mail dated August 20, 2012 between Michael Scott, McKnight and Xu	Hongda_16134-16135
1181.	E-mail dated August 16, 2011 between Perkins, Xu and McKnight	Hongda_13310
1182.	E-mail dated July 19, 2012 between Agrium, Perkins, McKnight and Xu	Hongda_15834-15835
1183.	Vasto Chemical Company Annual Franchise Tax Report 2012	None
1184.	Hongda Group Limited LLC A/P Aging Detail as of December 31, 2013	
1185.	E-mails dated August 12, 2011 between Xu and Dr. Yang	Hongda_13362-13365
1186.	Hongda Group Limited LLC A/P Aging Detail as of December 31, 2013	
1187.	Hongda Group Limited LLP Vendor Balance Summary	McKnight_40
1188.	Hongda Group Limited LLP A/P Aging Summary June 21, 2016	McKnight_38
1189.	E-mails dated August 1, 2016 between Jerry McKnight to McKnight and Amber Bowman	McKnight_56-56
1190.	Albemarle Press Release dated February 7, 2013	Perkins_210-211



1191.	E-mails dated March 12, 2012 between Perkins, Xu and McKnight	Hongda_1107-1108
1192.	E-mails between Xu, Perkins and McKnight	Hongda_13460-13461
1193.	United States Patent Application Pub. No.: US 2014/0090432 A1	None
1194.	Exhibit 5 to deposition transcript of Wang dated April, 19, 2016, consisting of e-mail dated July 18, 2012 between Sunfit and Albemarle	None
1195.	E-mails dated September 19, 2011 between Sunfit and Xu	Sunfit_51
1196.	Power point slide from Hongda	Hongda_12265
1197.	E-mails dated February 17, 2011 between Perkins, Xu, McKnight and Jerry McKnight - Exhibit 5 to Perkins deposition transcript	Hongda_434-438
1198.	E-mail dated July 19, 2012 between Xu and McKnight	Hongda_600
1199.	E-mail dated May 18, 2012 between Sunfit and Hongda	Hongda_286
1200.	E-mails dated March 12-13, 2012 between McKnight and Xu	Hongda_14898-14899
1201.	E-mail from Sunfit to Hongda	Hongda_118-119
1202.	E-mail dated August 3, 2012 from Perkins to McKnight and Xu	Hongda_11314-11315
1203.	E-mail dated November 24, 2012 from Xu to Perkins and McKnight	Hongda_186
1204.	E-mails dated October 18, 2012 between Amber Bowman, Perkins and Jerry McKnight - Exhibit 26 to Perkins deposition transcript	Hongda_515-516
1205.	Contract of Purchase between Albemarle and Hongda - Exhibit 13 to Perkins deposition transcript	None
1206.	E-mail dated December 4, 2012 between Albemarle and Perkins – Exhibit 51 to Perkins deposition transcript	Hongda_517
1207.	Map of regions in China	Hongda_12266
1208.	Hongda Chem USA, LLC Certificate of Administrative Dissolution from State of North Carolina, Department of Secretary of State	None
1209.	E-mails dated June 25, 2012 between Xu, Perkins and McKnight	Hongda_15793-15794
1210.	E-mails dated August 2, 2012 between McKnight and Xu	Hongda_15907-15908
1211.	E-mails dated October 19, 2012 between Hongda and Helena	Hongda_11751-11752
1212.	February 1, 2012 Credit Information and Uniform Sales & Use Tax Certificate from Helena	HCC_22-23
1213.	Vasto Chemical Company, Inc. Customer Balance Sheet – Exhibit 66 to Jerry McKnight deposition transcript	Hongda_1965-1966
1214.	E-mail dated December 21, 2011 between Perkins and Gavilon - Exhibit 32 to Perkins deposition transcript	Hongda_540
1215.	E-mails dated December 14, 2011 between Perkins, Xu and McKnight - Exhibit 31 to Perkins deposition transcript	Hongda_590

1216.	E-mails dated September 28, 2012 between Amber Bowman and Perkins - Exhibit 45 to Perkins deposition transcript	Hongda_496-498
1217.	E-mails dated September 17, 2012 between Amber Bowman and McKnight - Exhibit 43 to Perkins deposition transcript	Hongda_257
1218.	E-mails dated January 6, 2012 between Perkins, Xu and McKnight - Exhibit 33 to Perkins deposition transcript	Hongda_304-305
1219.	E-mails dated August 4-6, 2012 between Hongda - Exhibit 22 to Perkins deposition transcript	Hongda_275-276
1220.	E-mail dated June 8, 2012 between Hongda and Agrium - Exhibit 38 to Perkins deposition transcript	Hongda_562-563
1221.	E-mail dated December 8, 2011 between Perkins and Albemarle – Exhibit 48 to Perkins deposition transcript	Hongda_569
1222.	E-mails dated November 7, 2012 between Albemarle and Hongda	Hongda_189-191
1223.	E-mail dated March 26, 2012 between Xu, McKnight and Perkins - Exhibit 37 to Perkins deposition transcript	Hongda_343
1224.	E-mails dated February 23, 2012 between Xu and Perkins	Hongda_15107-15108
1225.	E-mail dated November 2, 2012 between Agrium and Perkins	Hongda_11765
1226.	E-mail dated June 20, 2012 between individuals at Agrium - Exhibit 52 to deposition transcript of Perkins	AAT_202
1227.	Relevant excerpts of deposition transcript of Sheldon Witte dated February 13, 2017; pp. 47:24-49:12	None
1228.	Exhibit 99 to deposition transcript of Sheldon Witte dated February 13, 2017 consisting of Map of China Regions	None
1229.	Relevant excerpts of deposition transcript of Sheldon Witte dated February 13, 2017; pp. 49:13-50:11	None
1230.	Exhibit 100 of deposition transcript of Sheldon Witte dated February 13, 2017 consisting of image of Jiangxi Plant	Hongda_12267
1231.	Relevant excerpts of deposition transcript of Sheldon Witte dated February 13, 2017; pp. 38:19-39:15	None
1232.	Exhibit 97 to deposition transcript of Sheldon Witte dated February 13, 2017 consisting of e-mails dated March 6, 2012 between individuals at Agrium	AAT_118-122
1233.	E-mails dated August 16, 2011 between Hongda and Agrium	Perkins_165-168
1234.	E-mails dated March 5, 2012 between individuals at Agrium – Chen deposition transcript Exhibit 9]	AAT_54-61
1235.	E-mail dated October 18, 2012 between individuals at Hongda	Hongda_13448
1236.	Amendment to Revolving Line of Credit	Perkins_4-5
1237.	Answer with Counterclaims in Koch Agronomic Services, LLC v. Eco Agro Resources LLC – 14:cv-00679-WO-JEP	None
1238.	E-mail dated November 16, 2013 between Perkins, McKnight, Xu and Michael Scott	McKnight_2812
1239.	January 4, 2013 e-mail between individuals at Albemarle	ALB_***
1240.	May 14, 2012 memo from Albemarle	ALB_***



1241.	E-mail dated August 16, 2011 from Perkins to Sheldon Witte	Hongda_1126-1127
1242.	E-mail dated August 16, 2011 from Perkins to Sheldon Witte	AAT_247-248
1243.	Relevant excerpts from the deposition transcript of Xu dated October 14, 2016; pp. 145:4-148:25	None
1244.	E-mail dated August 30, 2012 from McKnight to Xu regarding shipment from Long Ji - Xu deposition transcript Exhibit 76	Hongda_271
1245.	E-mail dated November 2, 2011 between Xu and McKnight - Xu deposition transcript Exhibit 70]	Hongda_335
1246.	E-mail dated January 11, 2012 between Jerry McKnight, David McKnight and Xu	Hongda_10874
1247.	August 28, 2012 powerpoint presentation from Hongda to Koch: NBPT Supply Situation Review, Update, and Moving Forward - Perkins deposition transcript Exhibit 50	Hongda_120-152
1248.	E-mail dated February 29, 2012 between Xu, McKnight and Perkins – Perkin’s deposition transcript Exhibit 18	Hongda_554
1249.	Resolution as to Ownership of Sunfit	Sunfit 713-715
1250.	Resolution as to Ownership of Sunfit	Sunfit 712
1251.	All responses to interrogatories, requests for production, and requests for admission served by any party.	None
1252.	E-mails dated August 3-4, 2012 between McKnight and Perkins	Hongda_10867-10869
1253.	E-mails dated September 28, 2012 between McKnight, Perkins and Xu	Hongda_11579-11580
1254.	E-mail dated September 26, 2012 from McKnight to Perkins	Hongda_11593
1255.	E-mail dated December 28, 2011 from Perkins to Xu and McKnight	Hongda_14690
1256.	E-mail dated January 27, 2012 from Xu to Perkins and McKnight	Hongda_14861
1257.	E-mail dated January 20, 2012 from Xu to Amber Bowman	Hongda_14869
1258.	E-mail dated January 19, 2012 from Xu to Perkins and Amber Bowman	Hongda_14883-14884
1259.	E-mail dated March 28, 2012 from McKnight to Xu	Hongda_15339
1260.	E-mail dated March 28, 2012 from Xu to Perkins and McKnight	Hongda_15340
1261.	E-mail dated May 25, 2012 from Perkins to Xu and McKnight	Hongda_15618
1262.	E-mail dated June 8, 2012 from Xu to Perkins and McKnight	Hongda_15649
1263.	E-mail dated July 10, 2012 from Perkins to Xu and McKnight	Hongda_15697-15698
1264.	E-mail from Perkins to Xu and McKnight dated July 3, 2012	Hongda_15756
1265.	E-mail from Xu dated August 2, 2012	Hongda_15905-15906
1266.	E-mails dated November 12-13, 2012 between Xu and McKnight	Hongda_16319-16320
1267.	E-mails dated October 9, 2012 between Xu and McKnight	Hongda_16407-16408
1268.	E-mail dated January 2, 2013 from Xu to McKnight and Perkins	Hongda_18511

1269.	E-mail dated February 25, 2013 from Xu to McKnight and Perkins	Hongda_19011
1270.	E-mails dated April 2-8, 2013 between Xu, Perkins and McKnight	Perkins_486-487
1271.	All pleadings filed by any party.	None
1272.	Any exhibits to Sunfit's motion for summary judgment not otherwise designated herein.	None
1273.	Any exhibits to Hongda and Third-Party Defendants' motion for summary judgment not otherwise designated herein.	None
1274.	Any exhibits to YMS' motion for summary judgment not otherwise designated herein.	None
1275.	Hongda General Ledger as of December 31, 2015	Hongda_1967-2211
1276.	Exhibit 91 from James Bolding deposition providing a timeline regarding Eco Agro.	None
1277.	E-mail dated August 26, 2012 between Xu, McKnight and Perkins	Hongda_1463
1278.	Demonstrative Exhibit /Timeline	None

Dated: September 6, 2019

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing **DEFENDANT AND THIRD-PARTY PLAINTIFF'S PRETRIAL DISCLOSURES** was duly served on September 6, 2019, on the parties listed below by ECF:

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This the 6<sup>th</sup> day of September, 2019.

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